

MUNICIPAL BUILDING, MOBILE, ALABAMA, MARCH 23, 2021

The Council of the City of Mobile, Alabama met remotely via virtual meeting on Tuesday, March 23, 2021, at 9:00 a.m.

Present:

Councilmembers: Richardson, Manzie, Small, Williams, Daves and Gregory
Absent: Rich

The meeting was called to order. The Council reviewed and discussed the agenda for their meeting to be held today at 10:30 a.m.

Approved:

COUNCIL PRESIDENT

CITY CLERK

MUNICIPAL BUILDING, MOBILE, ALABAMA, MARCH 23, 2021

The City Council of the City of Mobile, Alabama, met remotely via virtual meeting on Tuesday, March 23, 2021, at 10:30 a.m., in regular meeting.

The meeting was called to order by City Clerk Lisa C. Lambert.

Reverend Tamika Pharr, Restoration Deliverance Outreach Ministry, offered the invocation.

The Presiding Officer led the Pledge of Allegiance.

Present on Roll Call:

Chairman: Manzie
Councilmembers: Richardson, Small, Williams, Daves and Gregory
Absent: Rich

STATEMENT OF RULES BY PRESIDING OFFICER:

The Presiding Officer provided an overview of the City Council rules of procedure, to include special provisions to facilitate social distancing because of the Covid-19 virus.

APPROVAL OF MINUTES:

The minutes of the meeting of March 16, 2021, were approved as submitted.

COMMUNICATIONS FROM THE MAYOR:

Mayor Stimpson provided an overview of the new proposal for an I-10 bridge connecting Mobile to Baldwin County.

Mayor Stimpson shared that the Mobile County Public School System has agreed to sell the old Mae Eanes school property to the City of Mobile.

Mayor Stimpson announced that the Savannah Bananas will be hosting their "One City World Tour " baseball games at Hank Aaron Stadium on Friday, March 26, and Saturday, March 27.

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Mayor Stimpson informed citizens that the City's recycling centers will be closed until further notice.

ADOPTION OF THE AGENDA:

Councilmember Daves moved to adopt the agenda and to declare the items on the agenda Essential/Covid-19 related, which move was seconded by Councilmember Williams and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory

Nays: None

The vote was then announced by the City Clerk whereupon the Presiding Officer declared the agenda adopted and all items declared Essential/Covid-19 related.

APPEALS

Request of Lawanda Shinn, 1805 Pallister Place West, for a waiver of the Noise Ordinance on April 2 & 3, 2021, from 1:00-6:00 p.m. (District 1).

Councilmember Richardson moved to grant the waiver, which motion was seconded by Councilmember Daves and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory

Nays: None

The vote was then announced by City Clerk, whereupon the Presiding Officer declared the waiver granted.

Request of Tony Pope for a waiver of the Noise Ordinance in Bienville Square on October 17, 24 & 31, 2021, from 1:00-5:00 p.m. (District 2).

Councilmember Manzie moved to grant the waiver for every other week from 1:00-2:00 p.m., which motion was seconded by Councilmember Small and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory

Nays: None

The vote was then announced by City Clerk, whereupon the Presiding Officer declared the waiver granted.

Request of Tony Pope for a waiver of the Noise Ordinance in Cathedral Square every Saturday in April and May, 2021, from 2:00-6:00 p.m. (District 2).

Councilmember Manzie moved to grant the waiver for every other week from 2:00-3:00 p.m., which motion was seconded by Councilmember Small and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory

Nays: None

The vote was then announced by City Clerk, whereupon the Presiding Officer declared the waiver granted.

Request of Tony Pope for a waiver of the Noise Ordinance in Bienville Square every Saturday in April and May, 2021, from 2:00-6:00 p.m. (District 2).

Councilmember Manzie moved to grant the waiver for every other week from 2:00-3:00 p.m., which motion was seconded by Councilmember Small and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory

Nays: None

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The vote was then announced by City Clerk, whereupon the Presiding Officer declared the waiver granted.

Request of Tony Pope for a waiver of the Noise Ordinance at the corner of Emogene Street and Springdale Boulevard on every Thursday & Friday in March from 5:00-8:00 p.m. (District 1).

Councilmember Manzie moved to grant the waiver for every other week from 5:00-6:00 p.m., which motion was seconded by Councilmember Small and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory

Nays: None

The vote was then announced by City Clerk, whereupon the Presiding Officer declared the waiver granted.

Request of Frances Tate for a waiver of the Noise Ordinance in Cooper Riverside Park on September 11, 2021, from 4:00-8:30 p.m. (District 2).

Councilmember Daves moved to grant the waiver, which motion was seconded by Councilmember Small and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory

Nays: None

The vote was then announced by City Clerk, whereupon the Presiding Officer declared the waiver granted.

Request of Leon Bell, Jr., 661 South Broad Street, for a waiver of the Noise Ordinance on April 4, 2021, from 10:00 a.m.-noon. (District 2).

Councilmember Daves moved to grant the waiver, which motion was seconded by Councilmember Small and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory

Nays: None

The vote was then announced by City Clerk, whereupon the Presiding Officer declared the waiver granted.

Request of Thaddeus Wise, 381 Dunbar Street, for a waiver of the Noise Ordinance on March 27, 2021, from 12:00 a.m.-8:00 p.m. (District 2).

Councilmember Daves moved to grant the waiver, which motion was seconded by Councilmember Small and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory

Nays: None

The vote was then announced by City Clerk, whereupon the Presiding Officer declared the waiver granted.

PUBLIC HEARINGS

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 1652 WEXFORD STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 1652 Wexford Street a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

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No one appeared.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced at a later date.

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 1211 GHENT STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 1211 Ghent Street a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced at a later date.

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 815 CHIN STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 815 Chin Street a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced at a later date.

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 909 ANTWERP STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 909 Antwerp Street a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced at a later date.

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 1621 ROCHELLE STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 4).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 1621 Rochelle Street a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced at a later date.

PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL:

AGENDA ITEMS:

NON-AGENDA ITEMS:

1. Dottie Boykin, 357 Wacker Lane, offered comments in support of the Meditation Center of Alabama in relation to their pending litigation with the City.

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ESSENTIAL/COVID-19 ITEMS HELD OVER:

ORDINANCE DEEMING PROPERTY LOCATED ON WILKINS ROAD NOT NOW NEEDED FOR PUBLIC OR MUNICIPAL PURPOSES AND AUTHORIZING THE SALE TO ASHLEY R. BAILEY. The following ordinance, which was introduced and read at the regular meeting of March 16, 2021 and held over until the meeting March 23, 2021, was called up by the Presiding Officer.

RESOLUTION: 88-019-2021

Sponsored by: Councilmember Richardson and Mayor Stimpson

AN ORDINANCE DEEMING CERTAIN PROPERTY NOT NOW NEEDED FOR PUBLIC OR MUNICIPAL PURPOSES AND AUTHORIZING THE SALE THEREOF

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA as follows:

SECTION ONE: It is hereby found and determined by the City Council of the City of Mobile, Alabama, that the real property hereinafter described is not now needed for public or municipal purposes and that it is in the best interest of the City of Mobile and in the public interest that said property be sold to Ashley R. Bailey, an individual.

SEE ATTACHED EXHIBIT 'A'

SECTION TWO: The Mayor and the City Clerk are hereby authorized and directed to execute and attest, respectively, for and in the name of and on behalf of the City of Mobile, the Purchase and Sale Agreement for the property shown above.

SECTION THREE: Said Agreement is by reference made a part of this Ordinance as fully as if set forth herein and a copy of such will be on file in the office of the City Clerk of the City of Mobile, 9th Floor, Government Plaza, 205 Government Street, Mobile, Alabama.

SECTION FOUR: The Mayor and City Clerk are also hereby authorized and directed to execute and attest, respectively, for and in the name and on behalf of the City of Mobile, the deed for the property shown above, when said deed is prepared.

SECTION FIVE: The Real Estate Officer of the City of Mobile is hereby authorized and directed to negotiate, and to execute for and in the name and on behalf of the City of Mobile, whatever supporting documents, affidavits, closing statements, or other ancillary forms necessary to complete the sale of said property.

SECTION SIX: The proceeds from this sale are to be placed in a Public Facility Improvement Fund.

SECTION SEVEN: This Ordinance shall be in full force and effect from and after its adoption and publication as required by law.

SECTION EIGHT: The City Council of the City of Mobile, Alabama, finds that this ordinance is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

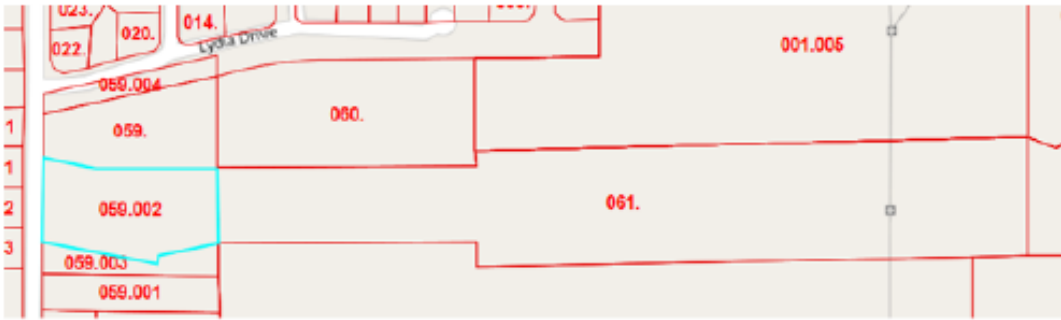
EXHIBIT "A"

2 PARCELS, FRONTAGE ON WILKINS RD
KEY NOS. 1869231 & 436460, MOBILE, AL 36618

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SUBJECT PROPERTY PARCEL 1

LOCATION: Fronting Wilkins Rd., Mobile, AL 36618, Key No. 186231. Please see diagrams within this RFB and Legal description below per attached 9-1-20 Survey-(Exhibit A).



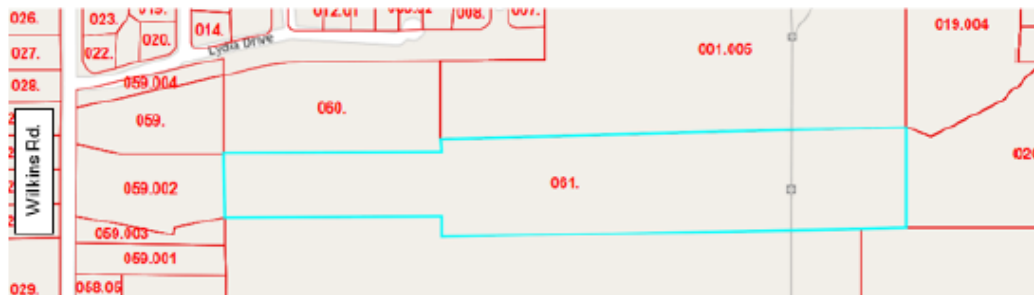
LEGAL DESCRIPTION: PARCEL 1

COMMENCING AT THE NORTHWEST CORNER OF THE NORTHEAST QUARTER OF SECTION 12, TOWNSHIP 4 SOUTH, RANGE 2 WEST, MOBILE COUNTY, ALABAMA; THENCE RUN NORTH 89°-57' EAST A DISTANCE OF 250.0 FEET TO THE FORMER EAST RIGHT-OF-WAY LINE OF WILKINS ROAD (50' R/W); THENCE RUN SOUTH 00°-31' WEST ALONG SAID FORMER EAST RIGHT-OF-WAY LINE A DISTANCE OF 424 FEET TO A CRIMP TOP PIPE; THENCE RUN SOUTH 00°-37'-29" WEST ALONG THE PRESENT EAST RIGHT-OF-WAY LINE OF WILKINS ROAD A DISTANCE OF 121.13 FEET TO A CAPPED REBAR (WATTIER) AT THE POINT OF BEGINNING OF THE FOLLOWING DESCRIBED PARCEL; THENCE RUN SOUTH 79°-03'-31" EAST A DISTANCE OF 135.50 FEET TO A CAPPED REBAR (WATTIER); THENCE RUN EASTWARDLY ALONG THE ARC OF A CURVE TO THE LEFT (HAVING A DELTA OF 06°-24'-11", A RADIUS OF 2,774.79 FEET, A CHORD BEARING OF SOUTH 80°-15'-32" EAST, AND A CHORD LENGTH OF 309.93 FEET) AN ARC DISTANCE OF 310.09 FEET TO A CAPPED REBAR (WATTIER); THENCE RUN SOUTH 00°-34'-21" WEST A DISTANCE OF 180.92 FEET TO A CAPPED REBAR (WATTIER); THENCE RUN WESTWARDLY ALONG THE ARC OF A CURVE TO THE RIGHT (HAVING A DELTA OF 02°-54'-49", A RADIUS OF 2,954.79 FEET, A CHORD BEARING OF NORTH 82°-22'-05" WEST, AND A CHORD LENGTH OF 150.24 FEET) AN ARC DISTANCE OF 150.26 FEET TO A CAPPED REBAR (FORE-SITE) ON THE NORTH LINE OF LOT 2, A & K SUBDIVISION, AS RECORDED IN MAP BOOK 69, PAGE 36 OF THE RECORDS IN THE OFFICE OF THE JUDGE OF PROBATE, MOBILE COUNTY, ALABAMA; THENCE RUN SOUTH 10°-58'-45" WEST ALONG SAID LOT 2 A DISTANCE OF 19.91 FEET TO A CAPPED REBAR (FORE-SITE); THENCE RUN NORTH 79°-02'-42" WEST ALONG SAID LOT 2 A DISTANCE OF 291.51 FEET TO A CAPPED REBAR (WATTIER) ON THE EAST RIGHT-OF-WAY LINE OF SAID WILKINS ROAD; THENCE RUN NORTH 00°-37'-29" EAST ALONG SAID EAST RIGHT-OF-WAY LINE A DISTANCE OF 203.27 FEET TO THE POINT OF BEGINNING. THE DESCRIBED PARCEL IS THE SAME PROPERTY AS DESCRIBED IN THE DOCUMENT RECORDED IN REAL PROPERTY BOOK 932, PAGE 65 AND CONTAINS 1.97 ACRES, MORE OR LESS.

See survey dated 9/1/2020 for difference between tax parcel & actual lot lines-(Exhibit A)

SUBJECT PROPERTY PARCEL 2

LOCATION: Adjoining and running Westley from parcel 1, Mobile, AL 36618, Key No. 436460. Please see diagrams within this RFB and Legal description below per attached 9-1-20 Survey-(Exhibit A).



LEGAL DESCRIPTION: PARCEL 2

COMMENCING AT THE NORTHEAST CORNER OF SECTION 12, TOWNSHIP 4 SOUTH, RANGE 2 WEST, MOBILE COUNTY, ALABAMA; THENCE RUN SOUTH 00°-00'-00" WEST A DISTANCE OF 532.30 FEET TO THE POINT OF BEGINNING OF THE FOLLOWING DESCRIBED PARCEL; THENCE CONTINUE SOUTH 00°-00'-00" WEST A DISTANCE OF 270.85 FEET TO A CAPPED REBAR (WATTIER) ON THE NORTH LINE OF LOT 1, RESUBDIVISION OF FIRST ASSEMBLY OF CHICKASAW SUBDIVISION AS RECORDED IN MAP BOOK 99, PAGE 31 OF THE RECORDS IN THE OFFICE OF THE JUDGE OF PROBATE, MOBILE COUNTY, ALABAMA; THENCE RUN NORTH 89°-48'-04" WEST ALONG THE NORTH LINE OF SAID LOT 1 A DISTANCE OF 115.45 FEET TO A CAPPED REBAR (ILLEGIBLE) AT THE NORTHWEST CORNER OF SAID LOT 1 AND THE NORTHEAST CORNER OF LOT 1, PULL-A-PART SUBDIVISION AS RECORDED IN MAP BOOK 116 PAGE 99 OF THE RECORDS IN THE OFFICE OF THE JUDGE OF PROBATE, MOBILE COUNTY, ALABAMA; THENCE RUN NORTH 89°-14'-18" WEST ALONG THE NORTH LINE OF SAID LOT 1, PULL-A-PART SUBDIVISION A DISTANCE OF 1,221.37 FEET TO A CRIMP TOP PIPE; THENCE RUN NORTH 00°-32'-51" EAST ALONG SAID LOT 1 A DISTANCE OF 60.06 FEET TO A CAPPED REBAR (POLY); THENCE RUN SOUTH 89°-35'-35" WEST ALONG SAID LOT 1 A DISTANCE OF 647.51 FEET; THENCE RUN NORTH 00°-34'-21" EAST A DISTANCE OF 198.58 FEET TO A CAPPED REBAR (WATTIER); THENCE RUN SOUTH 89°-13'-14" EAST A DISTANCE OF 646.10 FEET TO A CAPPED REBAR (WATTIER); THENCE RUN NORTH 00°-09'-53" EAST A DISTANCE OF 44.75 FEET TO A CAPPED REBAR (WATTIER); THENCE RUN NORTH 88°-41'-31" EAST A DISTANCE OF 983.00 FEET TO A CAPPED REBAR (WATTIER); THENCE RUN ALONG THE ARC OF A CURVE TO THE RIGHT (HAVING A DELTA OF 03°-27'-39", A RADIUS OF 5,919.65 FEET, A CHORD BEARING OF SOUTH 80°-37'-41" EAST, AND A CHORD LENGTH OF 357.51 FEET) AN ARC DISTANCE OF 357.56 FEET TO THE POINT OF BEGINNING. THE DESCRIBED PARCEL CONTAINS 12.21 ACRES, MORE OR LESS.

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The ordinance was read by the City Clerk; whereupon Councilmember Daves moved that the ordinance be adopted, which was seconded by Councilmember Richardson and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the ordinance adopted.

DECLARE THE STRUCTURE AT 1551 KELLOGG STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution, which was introduced and read at the regular meeting of January 26, 2021 and held over until the meeting March 23, 2021, was called up by the Presiding Officer.

RESOLUTION: 40-054-2021

Sponsored by: Councilmember Small

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances," adopted December 5, 2017, the accessory structure at 1551 KELLOGG STREET has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A – No. 4, 6, 7, 8, 12, 14 and 15; and

WHEREAS, the Mobile City Council has held a public hearing to determine whether said structure constitutes a public nuisance;

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 1551 KELLOGG STREET as:

LOT 27, 28 and 29 BLK 4 ARLINGTON TERRACE EXC THE S 4 FT OF DBK 156 P 256 #SEC 36 T4S R1W #MP29 11 36 0 003

Parcel Number: 29 11 36 0 003 078

Last Assessed to: THORNTON, GLENN B

is found and determined by the Mobile City Council to be dangerous and unsafe to the extent that it is a public nuisance and a blighted property, and it is hereby ordered that said structure be demolished in accordance with the terms of said Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances."

BE IT FURTHER RESOLVED the City Clerk of the City shall mail a certified copy of this resolution by registered or certified mail to the interested persons listed above, and a certified copy of this resolution shall be published in the manner and as prescribed for the publication of municipal ordinances, and a certified copy of this resolution shall also be filed in the Office of the Judge of Probate of Mobile County, Alabama.

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be tabled, which was seconded by Councilmember Small and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory

Nays: None

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The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution tabled.

ESTABLISH THE COMPENSATION OF ADJUNCT AND ACTING MUNICIPAL COURT JUDGES. The following resolution, which was introduced and read at the regular meeting of March 2, 2020, and held over until the regular meetings of March 9 & 23, 2021, was called up by the Presiding Officer.

RESOLUTION: 60-161-2021

Sponsored by: Mayor Stimpson

RESOLUTION ESTABLISHING THE COMPENSATION OF ADJUNCT AND ACTING MUNICIPAL COURT JUDGES

FINDINGS.

1. The Mobile City Council previously amended and restated Chapter 38, Article II of the Mobile City Code to allow for the appointment of adjunct judges.
2. Code of Alabama §12-14-34 and Mobile City Code §38-48 provide for the appointment of acting judges.
3. The City Council deems it necessary and proper to establish compensation for such adjunct judges and acting judges.

Now, therefore, BE IT RESOLVED by the City Council of the City of Mobile, Alabama, as follows:

1. Compensation - Adjunct Judges and Acting Judges Any adjunct judge appointed pursuant to §38-41(c) of the Mobile City Code or any acting judge appointed pursuant to §38-48 of the Mobile City Code shall be compensated at the rate of four hundred dollars (\$400) for each docket held by such judge.
2. Benefits. Adjunct judges and acting judges shall not be eligible for benefits afforded to full and part-time judges.
3. Effective Date. This resolution shall be effective upon its adoption and publication pursuant to applicable law.

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be held over until the regular meeting of April 6, 2021, which was seconded by Councilmember Williams and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

APPROVE PURCHASE ORDER TO JERRY PATE TURF & IRRIGATION, INC. FOR ROTARY MOWER, \$38,884.05. The following resolution, which was introduced and read at the regular meeting of March 16, 2021 and held over until the meeting of March 23, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-184-2021

Sponsored by: Mayor Stimpson

MINUTES OF MARCH 23, 2021

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to execute, for and on behalf of the City of Mobile, a purchase order to the indicated vendor in the approximate amount stated, and to approve the supporting bid award if required, for the following requisition as indicated below and attached herein:

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>6116</u>	2021	(F6130) AZALEA CITY GOLF COURSE	TORO 3500 GROUNDMASTER ROTARY ROUGH-CUT MOWER (SEALED BID)	\$38,884.05	<u>(101098) JERRY PATE TURF & IRRIGATION INC</u>

BE IT FURTHER RESOLVED THAT the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

The resolution was read by the City Clerk; whereupon Councilmember Small moved that the resolution be adopted, which was seconded by Councilmember Williams and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

APPROVE PURCHASE ORDER TO PETROLEUM TRADERS FOR DIESEL FUEL FOR VARIOUS LOCATIONS. The following resolution, which was introduced and read at the regular meeting of March 16, 2021 and held over until the meeting of March 23, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-185-2021

Sponsored by: Mayor Stimpson

MINUTES OF MARCH 23, 2021

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to execute, for and on behalf of the City of Mobile, purchase orders to the indicated vendors in the approximate amounts stated, and to approve the supporting bid awards, for the following requisitions as indicated below and attached herein:

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>7174</u>	2021	(2050) EQUIPMENT SERVICES	DIESEL FUEL FOR GARAGE (AL STATE CONTRACT)	\$16,875.00	<u>(279229) PETROLEUM TRADERS CORPORATION</u>
<u>7175</u>	2021	(2050) EQUIPMENT SERVICES	DIESEL FUEL FOR GARAGE (AL STATE CONTRACT)	\$16,875.00	<u>(279229) PETROLEUM TRADERS CORPORATION</u>
<u>7197</u>	2021	(2050) EQUIPMENT SERVICES	DIESEL FUEL FOR 4 TH PRECINCT (AL STATE CONTRACT)	\$16,875.00	<u>(279229) PETROLEUM TRADERS CORPORATION</u>
<u>7198</u>	2021	(2050) EQUIPMENT SERVICES	DIESEL FUEL FOR 4 TH PRECINCT (AL STATE CONTRACT)	\$16,875.00	<u>(279229) PETROLEUM TRADERS CORPORATION</u>

BE IT FURTHER RESOLVED THAT the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

The resolution was read by the City Clerk; whereupon Councilmember Small moved that the resolution be adopted, which was seconded by Councilmember Williams and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory
Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

APPROVE PURCHASE ORDER TO BLUE RENTS INC. FOR SECOND MONTH TENT RENTAL FOR COVID VAX SITE, \$36,675.65. The following resolution, which was introduced and read at the regular meeting of March 16, 2021 and held over until the meeting of March 23, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-186-2021

Sponsored by: Mayor Stimpson

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BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to execute, for and on behalf of the City of Mobile, a purchase order to the indicated vendor in the approximate amount stated, and to approve the supporting bid award if required, for the following requisition as indicated below and attached herein:

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>7542</u>	2021	(2560) PROCUREMENT	SECOND MONTH TENT RENTAL FOR CIVIC CENTER COVID VAX SITE (COVID EMERGENCY)	\$36,675.65	<u>(024500) BLUE RENTS INC</u>

BE IT FURTHER RESOLVED THAT the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

The resolution was read by the City Clerk; whereupon Councilmember Small moved that the resolution be adopted, which was seconded by Councilmember Williams and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory
Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

AUTHORIZE CHANGE ORDER #1 TO CONTRACT WITH J HUNT ENTERPRISES GENERAL CONTRACTORS, LLC FOR LADD-PEEBLES STADIUM – WALKING TRAIL, PR-081-19, \$36,918.60. The following resolution, which was introduced and read at the regular meeting of March 16, 2021 and held over until the meeting of March 23, 2021, was called up by the Presiding Officer.

RESOLUTION: 13-187-2021

Sponsored by: Councilmember Manzie and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a Change Order No. (1) to the contract with J Hunt Enterprises General Contractors, LLC, that is necessary to perform essential minimum functions of the Council, by and between the City of Mobile, and the company listed below, whereby the sum of \$36,918.60 will be added to the original contract amount. A copy of said contract is on file in the office of the City Clerk.

Name of Company: J Hunt Enterprises General Contractors, LLC

Project Name: Ladd-Peebles Stadium – Walking Trail

Project Number: PR-081-19

Amount: \$36,918.60

MINUTES OF MARCH 23, 2021

The resolution was read by the City Clerk; whereupon Councilmember Small moved that the resolution be adopted, which was seconded by Councilmember Williams and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

AUTHORIZE CONTRACT WITH CYNTHIA CURRY FOR DRUG LAB TECHNICIAN SERVICES – MUNICIPAL COURT, \$31,519.00. The following resolution, which was introduced and read at the regular meeting of March 16, 2021 and held over until the meeting of March 23, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-188-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a Professional Services contract with Cynthia Curry, in the amount of \$31,519.00, for professional services as a Drug Lab Technician for Municipal Court, as outlined in the contract attached hereto and made a part hereof as though set forth in full. A copy of said contract is on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

The resolution was read by the City Clerk; whereupon Councilmember Small moved that the resolution be adopted, which was seconded by Councilmember Williams and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

AUTHORIZE CONTRACT WITH CONNIE DEAS FOR PAYMENT CLERK SERVICES – MUNICIPAL COURT, \$31,519.00. The following resolution, which was introduced and read at the regular meeting of March 16, 2021 and held over until the meeting of March 23, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-189-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a Professional Services contract with Connie Deas, in the amount of \$31,519.00, for professional services as a payment clerk for Municipal Court, as outlined in the contract attached hereto and made a part hereof as though set forth in full. A copy of said contract is on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

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The resolution was read by the City Clerk; whereupon Councilmember Small moved that the resolution be adopted, which was seconded by Councilmember Williams and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

AUTHORIZE 1-YEAR SERVICE CONTRACT WITH GORAM AIR CONDITIONING COMPANY FOR HVAC MAINTENANCE & REPAIRS AT VARIOUS CITY OF MOBILE FACILITIES; \$240,000.00. The following resolution, which was introduced and read at the regular meeting of March 16, 2021 and held over until the meeting of March 23, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-190-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a Contract, by and between the City of Mobile, and the company listed below, for work as outlined in the contract attached hereto and made a part hereof as though set forth in full. A copy of said contract is on file in the office of the City Clerk.

Name of Company: GORAM AIR CONDITIONING COMPANY, INC.

Project Name: VARIOUS CITY OF MOBILE FACILITIES –
HVAC MAINTENANCE AND REPAIRS
(1 YEAR SERVICE CONTRACT)

Project Number: FM-122-21

Amount: \$240,000.00

BE IT FURTHER RESOLVED that the City Council of the City of Mobile, Alabama, finds that this Resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

The resolution was read by the City Clerk; whereupon Councilmember Small moved that the resolution be adopted, which was seconded by Councilmember Williams and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

AUTHORIZE CONTRACT AMENDMENT WITH GOODWYN, MILLS AND CAWOOD, INC. FOR MICHAEL FIGURES PARK – IMPROVEMENTS, \$16,400.00. The following resolution, which was introduced and read at the regular meeting of March 16, 2021 and held over until the meeting of March 23, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-191-2021

Sponsored by: Councilmember Richardson and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest,

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respectively, for and on behalf of the City of Mobile, a Contract, that is necessary to perform essential minimum functions of the Council, by and between the City of Mobile, and the company listed below, for work as outlined in the contract attached hereto and made a part hereof as though set forth in full. Whereby, the sum of \$16,400.00 will be added to the original contract amount of \$49,865.00. A copy of said contract is on file in the office of the City Clerk.

Name of Company: Goodwyn, Mills and Cawood, Inc.
Project Name: Michael Figures Park – Improvements
Project Number: PR-039-20
Amount: \$16,400.00 (2020 CIP ID#2025 D1)

The resolution was read by the City Clerk; whereupon Councilmember Small moved that the resolution be adopted, which was seconded by Councilmember Williams. Following comments by Councilmember Richardson the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory
Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

AUTHORIZE CONTRACT RENEWAL WITH NEEL-SCHAFFER, INC. FOR STORM WATER MANAGEMENT PROFESSIONAL SERVICES (MS4) (THROUGH MARCH 30, 2022) NTE \$345,000.00. The following resolution, which was introduced and read at the regular meeting of March 16, 2021 and held over until the meeting of March 23, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-192-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, an amendment to the contract, by and between the City of Mobile and Neel Schaffer, Inc. dated December 18, 2018 to revise the amount not to be exceeded to \$345,000 for Professional Services for Storm Water Management for the second one-year renewal period. An amendment to the contract is attached hereto and made a part hereof as though set forth in full. A copy of said contract is on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

Name of Company: Neel-Schaffer, Inc.
Project Name: Storm Water Management Professional Services
City Wide D1-D7
Estimated Cost: \$345,000.00

The resolution was read by the City Clerk; whereupon Councilmember Small moved that the resolution be adopted, which was seconded by Councilmember Williams and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory
Nays: None

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The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

AUTHORIZE CONTRACT WITH BILL SMITH ELECTRIC, INC. FOR HAROLD L. JOHNSON POLICE HEADQUARTERS – EMERGENCY GENERATOR REPLACEMENT, \$136,885.00. The following resolution, which was introduced and read at the regular meeting of March 16, 2021 and held over until the meeting of March 23, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-193-2021

Sponsored by: Councilmember Daves and Mayor Stimpson

BE IT RESOOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a Contract, that is necessary to perform essential minimum functions of the Council, by and between the City of Mobile, and the company listed below, for work as outlined in the contract attached hereto and made a part hereof as though set forth in full. A copy of said contract is on file in the office of the City Clerk.

Name of Company: Bill Smith Electric, Inc.

Project Name: Harold L. Johnson Police Headquarters –
Emergency Generator Replacement

Project Number: PD-073-20

Amount: \$136,885.00

The resolution was read by the City Clerk; whereupon Councilmember Small moved that the resolution be adopted, which was seconded by Councilmember Williams and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

ASSENT TO THE VACATION OF RIGHT OF WAY BETWEEN LOTS 3 & 4, WESTWOOD FARMS RESUBDIVISION ON HALLS MILL ROAD. The following resolution, which was introduced and read at the regular meeting of March 16, 2021 and held over until the meeting of March 23, 2021, was called up by the Presiding Officer.

RESOLUTION: 47-200-2021

Sponsored by: Councilmember Williams

WHEREAS, pursuant to Ala. Code § 23-4-20 Pintail Properties, LLC ("Pintail") has submitted a petition to the City of Mobile for the vacation of an unopened public right-of-way, lying within the city limits of Mobile, Alabama, and the Mobile County Commission ("Mobile County") has consented to said petition and joined in Pintail's Declaration of Vacation.

WHEREAS, right-of-way to be vacated has never been opened as a public street and Pintail, with the consent of Mobile County, petitions the Mobile City Council to assent to the requested vacation of the right-of-way more fully described below and has shown to the satisfaction of the Mobile City Council that Pintail and Mobile County are the sole owners of the real property abutting the right-of-way; and

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WHEREAS, the vacation of the right-of-way will not deprive any other property owner of convenient and reasonable access for ingress and egress to such owners' property; and

WHEREAS, notice of the petition was provided to all utility providers and such providers have consented to the vacation provided, however, entities with utility lines, equipment or facilities within or adjacent to the right-of-way vacated shall have the right to continue to access, maintain, extend, and enlarge their lines, equipment and facilities to the same extent as if the vacation had not occurred; and

WHEREAS, notice of the hearing on the petition was provided in accordance with applicable law, including publication in the Mobile Press-Register, a newspaper of general circulation in Mobile, Alabama; and

WHEREAS, the Mobile City Council finds that the right-of-way is not needed as a public right-of-way and vacation of the same is in the public interest;

NOW THEREFORE, BE IT RESOLVED by the Mobile City Council that its assent be, and is hereby given to Pintail Properties, LLC and the Mobile County Commission as the abutting property owners, to the vacation and closing of the following described right-of-way:

BEGINNING AT A CAPPED REBAR (SE CIVIL) AT THE INTERSECTION OF THE CURRENT WEST RIGHT-OF-WAY LINE OF HALLS MILL ROAD AND THE NORTH LINE OF LOT 3 OF A SUBDIVISION OF WESTWOOD FARMS, AS SHOWN BY MAP OR PLAT THEREOF RECORDED AT MAP BOOK 5, PAGE 46-47, MOBILE COUNTY PROBATE RECORDS; THENCE RUN NORTH 89 DEGREES 26 MINUTES 43 SECONDS EAST, ALONG THE NORTH LINE OF LOT 3, A DISTANCE OF 551.57 FEET TO A CRIMP TOP IRON AT THE NORTHWEST CORNER OF SAID LOT 3; THENCE NORTH 00 DEGREES 14 MINUTES 42 SECONDS EAST A DISTANCE OF 29.94 FEET TO A CRIMPED TOP IRON AT THE SOUTHWEST CORNER OF LOT 4 OF SAID SUBDIVISION OF WESTWOOD FARMS; THENCE - RUN SOUTH 89 DEGREES 26 MINUTES 43 SECONDS WEST, ALONG THE SOUTH LINE OF SAID LOT 4, A DISTANCE OF 561.06 FEET TO A CAPPED REBAR (SE CIVIL) ON THE AFOREMENTIONED WEST RIGHT-OF-WAY OF HALLS MILL ROAD; THENCE RUN SOUTH 17 DEGREES 45 MINUTES 44 SECONDS WEST, ALONG SAID WEST RIGHT-OF-WAY, A DISTANCE OF 31.53 FEET TO THE POINT OF BEGINNING; SAID PARCEL CONTAINS 0.38 ACRES (16,653 SQUARE FEET) MORE OR LESS.

The resolution was read by the City Clerk; whereupon Councilmember Small moved that the resolution be adopted, which was seconded by Councilmember Williams and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

AUTHORIZE AN INTERGOVERNMENTAL AGREEMENT WITH MOBILE COUNTY FOR THE MOBILE COUNTY SOCCER COMPLEX, \$250,000.00. The following resolution, which was introduced and read at the regular meeting of March 16, 2021 and held over until the meeting of March 23, 2021, was called up by the Presiding Officer.

RESOLUTION: 01-209-2021

Sponsored by: Mayor Stimpson

WHEREAS, the promotion of athletics and sports provides health, recreation and cultural benefits for the public, and results in regional and national recognition for Mobile and its role in sports, and further provides cultural, economic and tourism opportunities for the City, thereby benefitting the public good; and

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WHEREAS, Mobile County has planned the construction of Phase II of the Mobile County Soccer Complex (the "Project"), and is in need of financial assistance to supplement its funding for said construction; and

WHEREAS, helping fund the construction of Phase Two of the Mobile County Soccer Complex is a good, proper and justifiable use of public resources;

BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of \$250,000.00 to Mobile County, Alabama, for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, that this action is necessary to perform essential minimum functions of the Council, and further authorizes the Mayor and City Clerk to execute and attest for and on behalf of the City of Mobile the contract attached hereto and made a part hereof as though set forth in full. A copy of said contract is on file in the office of the City Clerk.

The resolution was read by the City Clerk; whereupon Councilmember Small moved that the resolution be adopted, which was seconded by Councilmember Williams and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory
Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

SUSPENSION OF RULES FOR IMMEDIATE CONSIDERATION OF ESSENTIAL/COVID-19 ITEMS BEING INTRODUCED FOR THE FIRST TIME.

Councilmember Daves moved for the suspension of the rules to consider Essential/Covid-19 items 03-210, 31-218 – 21-230 being introduced for the first time. The motion was seconded by Councilmember Williams and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory
Nays: None

The Presiding Officer declared unanimous consent granted for the items.

ESSENTIAL/COVID19 ITEMS BEING INTRODUCED:

ORDINANCE TO RE-CREATE AND RE-ESTABLISH A POLICE CITIZENS COMMUNITY RELATIONS ADVISORY COUNCIL. The following ordinance was held over until the regular meeting of March 30, 2021.

ORDINANCE: 09-020-2021

Sponsored by: Councilmembers Richardson, Manzie and Williams

AN ORDINANCE TO RE-CREATE AND RE-ESTABLISH A POLICE CITIZENS COMMUNITY RELATIONS ADVISORY COUNCIL

WHEREAS, there is significant community interest in improving relationships between the community at large and the Mobile Police Department; and,

WHEREAS, the citizen community is a critical resource in improving the Police Department's community relationships; and,

WHEREAS, enhancing community relationships and community outreach efforts will promote community confidence in the Police Department and the law enforcement officers that serve this community and will facilitate community relationships necessary to promote public safety; and,

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WHEREAS, to achieve greater improvement in community relationships and to further promote public safety, the City Council desires to re-create and re-establish a citizens' advisory council.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, as follows:

SECTION ONE. There is hereby re-created and re-established a citizens' advisory council to be known as the Mobile Police Citizens Community Relations Advisory Council. This Advisory Council will exist with the purpose of promoting the concept that citizens, communities, and the police have a common goal. This goal is the maintenance of law and order, reduction of crime, and the protection of the community. The Advisory Council is intended to work to promote the relationships and understandings necessary to effectively attain this purpose.

SECTION TWO. The Advisory Council shall have the following purposes:

(A). To promote and encourage open communications and cooperation between the Mobile Police Department and the citizens of Mobile.

(B). To develop and make recommendations directed toward informing the community of its rights and responsibilities when coming into contact with police officers.

(C). To provide an effective means of community participation for citizens to recommend programs designed to make law enforcement sensitive, effective and responsive to the needs of the citizens of Mobile. The Advisory Council is expected to provide a community perspective concerning the effectiveness of police services and relations.

(D). To actively encourage and foster citizen participation in crime prevention activities.

(E). To promote productive police and community interaction by assisting the police in achieving a greater understanding of the nature and causes of complex community problems in the areas of diversity and human relations.

(F). To provide an effective organization that will address the concerns of the community by promoting cooperative citizen-police programs and approaches to the solutions of community crime. The Advisory Council is expected to advocate the principle that the administration of justice requires total community involvement and personal responsibility.

(G). To recommend programs to enhance relations among citizens of the community and the police.

(H). To keep the City Council apprised of actions taken by the Police Department which create community concern or controversy, and to make recommendations to the City Council on actions that can be taken to improve relations between the police and the community.

(I). To strengthen bonds between the Police Department and the community, thereby ensuring equal protection and service for all citizens.

(J). To hold public meetings from time to time to solicit public input concerning ways to improve communication and partnership between the police and the communities they serve.

(K). To serve, as necessary, as a liaison between the Police Department and the community.

(L). To encourage active participation among the Community Action Groups and neighborhood associations in improving relationships between the police and the neighborhoods and preventing crimes. Members shall play an active part in encouraging the formation of Community Action Groups and neighborhood associations in areas where they do not exist.

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SECTION THREE. The Advisory Council shall be comprised of eight members: seven members appointed by the City Council and one member appointed by the Mayor. All nominees shall be placed on the Council agenda for approval. No member of the City Council shall be appointed to or shall serve the Advisory Council in any capacity.

SECTION FOUR. Members of the Advisory Council must have the following qualifications:

- (A). They must be resident citizens of the City of Mobile.
- (B). They must be concerned about police and community relations, be sensitive to community needs and perceptions, and have a willingness to commit themselves to community service and conduct themselves in a manner consistent with the purposes for which the Advisory Council is formed.
- (C). They must have a commitment to seek input from the community and to apply this input to further the purposes of the Advisory Council.
- (D). They may not be employed by the City of Mobile.
- (E). All members must participate no less often than annually in police ride-alongs in their or other precincts.
- (F). All members must attend and complete 6-hours of orientation and education provided by the Mobile Police Department.

SECTION FIVE. Members of the Advisory Council shall serve for terms of two (2) years or until their respective successors are qualified and appointed. A member of the Advisory Council may be removed with or without cause by the City Council. Vacancies for any reason shall be filled in the same manner as their appointment, and such appointments shall be for the unexpired term of the member replaced.

SECTION SIX. Members of the Advisory Council shall serve without compensation.

SECTION SEVEN. The Advisory Council shall elect a Chair and a Vice-Chair from among the members of the Advisory Council. Such officers shall be elected for a term of one (1) year. The Chair shall preside over meetings of the Advisory Council, shall represent the Advisory Council before the City Council, and shall otherwise serve to facilitate the business of the Advisory Council. The Chair shall use Roberts Rules of Order as a guide for the conduct of all meetings of the Advisory Council. The Chair shall have a vote on all matters coming before the Advisory Council.

The Vice-Chair shall exercise such duties in the absence of the Chair.

All requests for information or public records from the City must be made in writing to the Mayor or the Chief of Police and must be made upon the affirmative vote of a majority of the total membership of the Advisory Council. Individual members may not request information or public records from the Mayor or anyone reporting to the Mayor on behalf of the Advisory Council.

SECTION EIGHT. All meetings of the Advisory Council shall be open to the public, and the Advisory Council shall conduct its meetings in accordance with the Alabama Open Meetings Act.

Meetings of the Advisory Council shall routinely include a continuing educational program provided by the Mobile Police Department and cultural sensitivity training. This training may be done in tandem or on an alternating basis.

The Mobile County District Attorney, the United States Attorney for the Southern District of Alabama, and the Special Agent in Charge of the Mobile Division of the FBI shall have the right to attend any meeting of the Advisory Council and to speak at any such meeting.

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SECTION NINE. The Advisory Council should endeavor to meet periodically with the Citizen Advisory Panel established by the Chief of Police, and shall have the right to fully participate in all meetings of the Chief's Citizen Advisory Panel.

SECTION TEN. The Advisory Council should meet once each quarter with the Chief of Police and the City Council to discuss issues related to the business of the Advisory Council and community-related issues.

SECTION ELEVEN. Five members of the Advisory Council shall constitute a quorum, and a quorum shall be required in order for the Advisory Council to conduct business.

SECTION TWELVE. All members of the Advisory Council previously appointed by the City Council under City of Mobile Ordinance 09-044-2016 and holding their respective offices in good standing as of December 31, 2020, are hereby re-appointed to the same offices for a term of two (2) years from and after the date of publication of this ordinance. The Mayor of the City of Mobile is requested to either re-appoint his appointed member or make a new appointment, at his pleasure. The reconstituted Advisory Council shall convene an initial organizational meeting to elect its officers at its earliest convenience.

SECTION THIRTEEN. Miscellaneous Provisions.

(A). This ordinance repeals, replaces and supersedes City of Mobile Ordinance No. 09-044 adopted August 23, 2016, to the extent said 2016 ordinance remains in effect. The provisions of this ordinance are supplemental and shall not be construed to repeal any other ordinance or law except to the extent of any conflict, in which case the provisions of this ordinance shall prevail.

(B). The provisions of this ordinance are severable. If any part of this ordinance is declared invalid or unconstitutional by a court of competent jurisdiction, that declaration shall not affect the part or parts that remain.

(C). This ordinance shall be effective immediately upon its adoption and publication as required by law.

ORDINANCE DEEMING PROPERTY LOCATED AT 2318 ST. STEPHENS ROAD NOT NOW NEEDED FOR PUBLIC OR MUNICIPAL PURPOSES AND AUTHORIZING THE SALE TO LI'S, LLC. The following ordinance was held over until the regular meeting of March 30, 2021.

ORDINANCE: 88-021-2021

Sponsored by: Councilmember Richardson and Mayor Stimpson

AN ORDINANCE DEEMING CERTAIN PROPERTY NOT NOW NEEDED FOR PUBLIC OR MUNICIPAL PURPOSES AND AUTHORIZING THE SALE THEREOF

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA as follows:

SECTION ONE: It is hereby found and determined by the City Council of the City of Mobile, Alabama, that the real property hereinafter described is not now needed for public or municipal purposes and that it is in the best interest of the City of Mobile and in the public interest that said property be sold to Li's, LLC.

SEE ATTACHED EXHIBIT 'A'

SECTION TWO: The Mayor and the City Clerk are hereby authorized and directed to execute and attest, respectively, for and in the name of and on behalf of the City of Mobile, the Purchase and Sale Agreement for the property shown above.

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SECTION THREE: Said Agreement is by reference made a part of this Ordinance as fully as if set forth herein and a copy of such will be on file in the office of the City Clerk of the City of Mobile, 9th Floor, Government Plaza, 205 Government Street, Mobile, Alabama.

SECTION FOUR: The Mayor and City Clerk are also hereby authorized and directed to execute and attest, respectively, for and in the name and on behalf of the City of Mobile, the deed for the property shown above, when said deed is prepared.

SECTION FIVE: The Real Estate Officer of the City of Mobile is hereby authorized and directed to negotiate, and to execute for and in the name and on behalf of the City of Mobile, whatever supporting documents, affidavits, closing statements, or other ancillary forms necessary to complete the sale of said property.

SECTION SIX: The proceeds from this sale to be placed in a Public Facility Improvement Fund.

SECTION SEVEN: This Ordinance shall be in full force and effect from and after its adoption and publication as required by law.

SECTION EIGHT: The City Council of the City of Mobile, Alabama, finds that this ordinance is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

Exhibit A

2318 St. Stephens Road Mobile, AL 36617

KEY NO. - 00688349

PARCEL NO - 29 02 44 0 023 030

LEGAL DESCRIPTION: COMG NW COR LOT 1 BLK 2 WILSONS 3RD ADD DBK 102/449 TH SELY ALG E/L ST STEPHENS RD 275 FT S TO POB TH NELY 292 S TH NLY 292 FT S TH WLY 185 FT S TH SLY 412 FT S TH SWLY 60 FT S TH SLY 70 FT S TO POB EXEMPT CITY OF MOBILE #SEC 44 T4S R1W #MP29 02 44 0 023. CONTAINING 75,346 SQ. FT. OR 1.7297 ACRES.



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RE-APPOINT THOMAS ZOGHBY TO THE WATER AND SEWER BOARD OF COMMISSIONERS. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 03-210-2021

Sponsored by: Councilmember Daves

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that Thomas Zoghby is re-appointed to the Water & Sewer Board of Commissioners effective immediately for a term ending October 1, 2026.

BE IT FURTHER RESOLVED that the City Council finds that this resolution is necessary to perform essential minimum functions of the Council.

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Small and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

APPROVE PURCHASE ORDER FOR FUEL FOR THE WAVE TRANSIT. The following resolution was held over until the regular meeting of March 30, 2021.

RESOLUTION: 08-211-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to execute, for and on behalf of the City of Mobile, purchase orders to the indicated vendors in the approximate amounts stated, and to approve the supporting bid awards, for the following requisitions as indicated below and attached herein:

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>7839</u>	2021	(2050) EQUIPMENT SERVICES	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	\$15,695.00	(279229) PETROLEUM TRADERS CORPORATION
<u>7840</u>	2021	(2050) EQUIPMENT SERVICES	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	\$15,695.00	(279229) PETROLEUM TRADERS CORPORATION
<u>7841</u>	2021	(2050) EQUIPMENT SERVICES	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	\$15,695.00	(279229) PETROLEUM TRADERS CORPORATION

BE IT FURTHER RESOLVED THAT the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

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APPROVE PURCHASE ORDER TO CDW GOVERNMENT LLC FOR ANNUAL MICROSOFT SOFTWARE SUBSCRIPTIONS, \$182,205.36. The following resolution was held over until the regular meeting of March 30, 2021.

RESOLUTION: 08-212-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to execute, for and on behalf of the City of Mobile, a purchase order to the indicated vendor in the approximate amount stated, and to approve the supporting bid award if required, for the following requisition as indicated below and attached herein:

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>8095</u>	2021	(5000) INFORMATION TECHNOLOGY	ANNUAL MICROSOFT SOFTWARE SUBSCRIPTIONS: 1750 MS OFFICE G1 W/ARCHIVING, 200 MS OFFICE G3; 30 MS POWER BI; 6 MS PROJECT; 12 MS VISIO PRO; 12 MS AUDIO CONFERENCING FOR GOVT COMMUNITY CLOUD -HIGH (OMNIA/NATIONAL IPA COOPERATIVE PURCHASING AGREEMENT AT LESS THAN STATE CONTRACT PRICING)	\$182,205.36	<u>(272932) CDW GOVERNMENT LLC</u>

BE IT FURTHER RESOLVED THAT the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

REALLOCATE FUNDS IN THE CONVENTION CENTER FUND TO VARIOUS CONVENTION CENTER REPAIRS/MAINTENANCE PROJECTS, \$2,293,500.00. The following resolution was held over until the regular meeting of March 30, 2021.

RESOLUTION: 09-213-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the sum of \$2,293,500.00 of unallocated funds in the Convention Center Fund (6080) be allocated to the following Convention Center Repairs/Maintenance Projects:

Convention Center - Flood Protection	\$ 230,000.00
Convention Center - Interior Renovations	1,290,000.00
Convention Center - Replace Marque-Information Boards	385,000.00
Convention Center - Replace Flooring-Admin/Kitchen	258,500.00
Convention Center - Lighting Controls	<u>130,000.00</u>

MINUTES OF MARCH 23, 2021

Total \$2,293,500.00

BE IT FURTHER RESOLVED that the City Council of the City of Mobile, Alabama, finds that this Resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

AUTHORIZE CONTRACT WITH SUNRISE NETWORK SOLUTIONS, INC. FOR SECURITY UPGRADES AT VARIOUS PUBLIC WORKS FACILITIES; \$247,398.00 (C0462; 20002000-48010); SR-039-19. The following resolution was held over until the regular meeting of March 30, 2021.

RESOLUTION: 21-214-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a Contract, by and between the City of Mobile, and the company listed below, for work as outlined in the contract attached hereto and made a part hereof as though set forth in full. A copy of said contract is on file in the office of the City Clerk.

Name of Company: SUNRISE NETWORK SOLUTIONS, INC.

Project Name: VARIOUS CITY OF MOBILE PUBLIC WORKS FACILITIES – SECURITY UPGRADES

Project Number: SR-03919

Amount: \$247,398.00

BE IT FURTHER RESOLVED that the City Council of the City of Mobile, Alabama, finds that this Resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

AUTHORIZE CONTRACT WITH HARRIS CONTRACTING SERVICES, INC. FOR MEDAL OF HONOR PARK – ATHLETIC FIELDS CONCESSIONS AND RESTROOM IMPROVEMENTS, \$803,157.00 (2020 CIP ID#2072 D6). The following resolution was held over until the regular meeting of March 30, 2021.

RESOLUTION: 21-215-2021

Sponsored by: Councilmember Rich and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a Contract, that is necessary to perform essential minimum functions of the Council, by and between the City of Mobile, and the company listed below, for work as outlined in the contract attached hereto and made a part hereof as though set forth in full. A copy of said contract is on file in the office of the City Clerk.

Name of Company: Harris Contracting Services, Inc.

Project Name: Medal of Honor Park – Athletic Fields Concessions & Restroom Improvements

Project Number: PR-045-20

Amount: \$803,157.00 (2020 CIP ID#2072 D6)

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AUTHORIZE AGREEMENT WITH VOLKERT INC. FOR STAFF AUGMENTATION SERVICES FOR MISCELLANEOUS CAPITAL PROJECTS, \$152,000.00 (FOR INITIAL 6-MONTH TERM). The following resolution was held over until the regular meeting of March 30, 2021.

RESOLUTION: 21-216-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a Contract, by and between the City of Mobile, and the company listed below, for work as outlined in the contract attached hereto and made a part hereof as though set forth in full. A copy of said contract is on file in the office of the City Clerk.

Name of Company: VOLKERT INC.

Project Name: PROFESSIONAL SERVICES AGREEMENT FOR STAFF
AUGMENTATION SERVICES FOR MISCELLANEOUS
CAPITAL PROJECTS

Amount: \$152,000.00 (1st six months/initial term)

BE IT FURTHER RESOLVED that the City Council of the City of Mobile, Alabama, finds that this Resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

AUTHORIZE A MEMORANDUM OF UNDERSTANDING WITH THE ALABAMA DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES ("ADCNR"), STATE LANDS DIVISION REGARDING HELEN WOOD PARK. The following resolution was held over until the regular meeting of March 30, 2021.

RESOLUTION: 21-217-2021

Sponsored by: Councilmember Small and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a Memorandum of Understanding by and between the Alabama Department of Conservation and Natural Resources, State Lands Division and the City of Mobile regarding Helen Wood Park attached hereto and made a part hereof as though set forth in full. A copy is on file in the office of the City Clerk.

Be it further resolved that the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

AUTHORIZE GRANT AGREEMENT IN SUPPORT OF THE STATE HOMELAND SECURITY GRANT PROGRAM, \$102,618.32 (NO MATCH). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 31-218-2021

Sponsored by: Mayor Stimpson

WHEREAS, the City Council of the City of Mobile, Alabama, finds that the subject of this Resolution is either necessary to respond to COVID 19, or necessary to perform essential minimum functions of the Council, the Mayor is authorized to accept and receive a Notice of Award and Cooperative Grant Agreement for grant assistance, in the amount of

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\$102,618.32, from the Mobile County EMA and Alabama Law Enforcement Agency, in support of the State Homeland Security Grant Program (20LET Grant).

BE IT FURTHER RESOLVED that the Mayor or his designee be authorized to accept said grant and to sign any agreements or other documents in connection with agreement and to provide any information required by the Mobile County EMA and Alabama Law Enforcement Agency. The Cooperative Grant Agreement for grant assistance, together with the exhibits, shall be filed with the City Clerk after award and execution.

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Small and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

AUTHORIZE GRANT APPLICATION TO ADECA FOR PROJECT SAFE NEIGHBORHOODS GRANT, \$30,000.00 (NO MATCH). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 31-219-2021

Sponsored by: Mayor Stimpson

WHEREAS, the City Council of the City of Mobile, Alabama, finds that the subject of this Resolution is either necessary to respond to COVID 19, or necessary to perform essential minimum functions of the Council, the Mayor is authorized to apply, accept and receive from the Alabama Department of Economic and Community Affairs, a Notice of Award for grant assistance in the approximate amount of \$30,000.00 for the Project Safe Neighborhoods (PSN) Grant.

BE IT FURTHER RESOLVED that the Mayor or his designee be authorized to accept said grant if offered and to sign any agreements or other documents in connection with the grant application and to provide any information required by the Alabama Department of Economic and Community Affairs. Any agreements for grant assistance, together with the exhibits, shall be filed with the City Clerk after award and execution.

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Small and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A SPECIAL EVENTS RETAIL LICENSE FOR BILLY STRINGS, 1621 VIRGINIA STREET-EAST PARKING LOT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 37-220-2021

Sponsored by: Councilmember Manzie

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the following application to the Alabama Alcoholic Beverage Control Board of the State of Alabama, is hereby recommended for grant of such license by said Board.

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BE IT FURTHER RESOLVED that the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

Type of application: Special Events Retail
Submitted by: Event Concessions Inc
Location: Billy Strings
1621 Virginia Street
East Parking Lot

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Small and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory
Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

DECLARE THE STRUCTURE AT 1652 WEXFORD STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-221-2021

Sponsored by: Councilmember Manzie

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances," adopted December 5, 2017, the accessory structure at 1652 WEXFORD STREET has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4 Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A – No. 4, 7, 8, and 15; and

WHEREAS, the Mobile City Council has held a public hearing to determine whether said structure constitutes a public nuisance;

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 1652 WEXFORD STREET as:

LOT 9 BLK 19 TOULMIN TRT DBK 112 P 175 #SEC 28 T4S R1W #MP29 10 28 4 003

Parcel Number: 29 10 28 4 003 031

Last Assessed to: PROFIT SHARING PLAN FOR MLB REALTY COMPANY INC

is found and determined by the Mobile City Council to be dangerous and unsafe to the extent that it is a public nuisance and a blighted property, and it is hereby ordered that said structure be demolished in accordance with the terms of said Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances."

BE IT FURTHER RESOLVED the City Clerk of the City shall mail a certified copy of this resolution by registered or certified mail to the interested persons listed above, and a certified copy of this resolution shall be published in the manner and as prescribed for the

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publication of municipal ordinances, and a certified copy of this resolution shall also be filed in the Office of the Judge of Probate of Mobile County, Alabama.

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Small and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

DECLARE THE STRUCTURE AT 1621 ROCHELLE STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-222-2021

Sponsored by: Councilmember Williams

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances," adopted December 5, 2017, the accessory structure at 1621 ROCHELLE STREET has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4 Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A – No. 4, 7, 8, and 15; and

WHEREAS, the Mobile City Council has held a public hearing to determine whether said structure constitutes a public nuisance;

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 1621 ROCHELLE STREET as:

LOT 11 BROOKS MANOR MBK 5 PG 463 #SEC 14 T5S R2W #MP33 06 14 2 000

Parcel Number: 33 06 14 2 000 075

Last Assessed to: DEGLER ALEX

is found and determined by the Mobile City Council to be dangerous and unsafe to the extent that it is a public nuisance and a blighted property, and it is hereby ordered that said structure be demolished in accordance with the terms of said Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances."

BE IT FURTHER RESOLVED the City Clerk of the City shall mail a certified copy of this resolution by registered or certified mail to the interested persons listed above, and a certified copy of this resolution shall be published in the manner and as prescribed for the publication of municipal ordinances, and a certified copy of this resolution shall also be filed in the Office of the Judge of Probate of Mobile County, Alabama.

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Small and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory

Nays: None

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The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

DECLARE THE STRUCTURE AT 1211 GHENT STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-223-2021

Sponsored by: Councilmember Manzie

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances," adopted December 5, 2017, the accessory structure at 1211 GHENT STREET has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4 Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A – No. 4, 7, 8, and 15; and

WHEREAS, the Mobile City Council has held a public hearing to determine whether said structure constitutes a public nuisance;

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 1211 GHENT STREET as:

S 40 FT OF LOT 13 BLK 20 TOULMIN TRT DBK 112 P 175 SEC 28 T4S R1W #SEC 28 T4S R1W #MP29 10 28 4 003

Parcel Number: 29 10 28 4 003 048

Last Assessed to: KOF CHURCH INC

is found and determined by the Mobile City Council to be dangerous and unsafe to the extent that it is a public nuisance and a blighted property, and it is hereby ordered that said structure be demolished in accordance with the terms of said Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances."

BE IT FURTHER RESOLVED the City Clerk of the City shall mail a certified copy of this resolution by registered or certified mail to the interested persons listed above, and a certified copy of this resolution shall be published in the manner and as prescribed for the publication of municipal ordinances, and a certified copy of this resolution shall also be filed in the Office of the Judge of Probate of Mobile County, Alabama.

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Small and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

DECLARE THE STRUCTURE AT 815 CHIN STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-224-2021

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Sponsored by: Councilmember Manzie

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances," adopted December 5, 2017, the accessory structure at 815 CHIN STREET has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4 Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A – No. 4, 6, 7, 8, and 15; and

WHEREAS, the Mobile City Council has held a public hearing to determine whether said structure constitutes a public nuisance;

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 815 CHIN STREET as:

LOT 18 BLK 6 WEST HIGHLAND SUBD DBK 156 P 479-481 #SEC 44 T4S R1W #MP29 02 44 0 004

Parcel Number: 29 02 44 0 004 312.001

Last Assessed to: MASON NATHANIEL RED SR 12.5 INT,
SHEILIA MASON BRA

is found and determined by the Mobile City Council to be dangerous and unsafe to the extent that it is a public nuisance and a blighted property, and it is hereby ordered that said structure be demolished in accordance with the terms of said Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances."

BE IT FURTHER RESOLVED the City Clerk of the City shall mail a certified copy of this resolution by registered or certified mail to the interested persons listed above, and a certified copy of this resolution shall be published in the manner and as prescribed for the publication of municipal ordinances, and a certified copy of this resolution shall also be filed in the Office of the Judge of Probate of Mobile County, Alabama.

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Small and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory
Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

DECLARE THE STRUCTURE AT 909 ANTWERP STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-225-2021

Sponsored by: Councilmember Manzie

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances," adopted December 5, 2017, the accessory structure at 909 ANTWERP STREET has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

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WHEREAS, the Code Official has identified the following factors, in accordance with Section 4 Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A – No. 4, 6, 7, 8, and 15; and

WHEREAS, the Mobile City Council has held a public hearing to determine whether said structure constitutes a public nuisance;

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 909 ANTWERP STREET as:

LOT 5 BLK 1 NEESES 1ST ADD TO MOBILE MBK 3 PG 402 #SEC 28 T4S R1W #MP29 10 28 1 003

Parcel Number: 29 10 28 1 003 084

Last Assessed to: CARRAWAY FRANK H & LILLIE F

is found and determined by the Mobile City Council to be dangerous and unsafe to the extent that it is a public nuisance and a blighted property, and it is hereby ordered that said structure be demolished in accordance with the terms of said Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances."

BE IT FURTHER RESOLVED the City Clerk of the City shall mail a certified copy of this resolution by registered or certified mail to the interested persons listed above, and a certified copy of this resolution shall be published in the manner and as prescribed for the publication of municipal ordinances, and a certified copy of this resolution shall also be filed in the Office of the Judge of Probate of Mobile County, Alabama.

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Small and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

ASSESS COST FOR REMOVAL OF WEEDS, GROUP 1604. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 58-226-2021

RESOLUTION ASSESSING THE COST OF REMOVAL OF NOXIOUS OR DANGEROUS WEEDS IN FRONT OF OR ON CERTAIN PARCELS OF LAND IN THE CITY OF MOBILE, ALABAMA.

WHEREAS, an Itemized report in writing has been made to the City Council of Mobile, showing the costs of removing noxious or dangerous weeds on or in front of the hereinafter described parcels of land, a copy of such report having first been posted on the Council Chamber door more than three days prior to the meeting at which the report was received, and the City Council having heard the report, together with any objections which may have been raised by any of the property owners liable to be assessed for the work of culling such weeds, and the City Council being of the opinion that such report in all respects be confirmed.

IT IS THEREFORE RESOLVED BY THE CITY COUNCIL OF MOBILE as follows:

Section 1. The amount set opposite each described parcel of real property contained in exhibit "A," a copy of which is on file in the Office of the City Clerk and made a part hereof

MINUTES OF MARCH 23, 2021

as though set forth in full and known as Weed Lien Group #1604 shall constitute special assessments against such respective parcels of land; and each such parcel of land is hereby assessed with the amount set opposite its description; and the assessment hereby, made and confirmed shall constitute a lien on and against each such respective parcel of land for the amount of each respective assessment so made; and the report made to this body of the costs of removing the noxious or dangerous weeds on or in front of the respective parcels of land is hereby in all respects confirmed.

Section 2. It is directed that a copy of this resolution be delivered to the Tax Collector of the City of Mobile, and it shall be his duty to add the amounts of the above respective assessments to the next regular bills for ad valorem taxes levied against the said respective lots and parcels of land for municipal purposes, and such amounts shall be collected at the same time and in the same manner as ordinary municipal taxes are collected, and shall be subject to the same penalties and same procedure on foreclosure and sale as in the case of delinquency as provided for ordinary ad valorem taxes.

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WEED LIEN						
1604						Res. No.
6/16/2020	LOTS TO BE DECLARED					58-426
7/21/2020	LOTS FOR PUBLIC HEARING					58-527
3/23/2021	LOTS TO BE ASSESSED FOR COST					58-
				Amount	Dls	N/A
No.	Address	SRO No.	CASE #	Assessed		CBO
1	560 Mohawk St	2058	2772	\$ 50.00	3	CBO
2	1357 Houston St F/k/a 1359 Houston St	2061	3542	\$ 182.00	3	
3	7045 Smith Aly	2636	3549	\$ 50.00	4	CBO
4	1408 Tampa Dr	2598	3554	\$ 534.00	3	
5	505 Donald St	2177	3555	\$ 567.19	1	
6	1069 Wellington St	2146	3556	\$ 50.00	1	CBO
7	677 Carver St	2472	3557	\$ 219.00	2	
8	756 Johnston Ave	2385	4436	\$ 765.00	3	
9	906 Broad St S	2448	4474	\$ 50.00	3	CBO
10	1352 Rotterdam Ct	2238	4478	\$ 196.00	3	
11	1057 Bay Ave	2224	4479	\$ 50.00	3	CBO
12	1059 Bay Ave	2223	4481	\$ 202.00	3	
13	2710 Bank Ave	2803	4482	\$ 216.00	1	
14	0 Fillingim St	2366	4484	\$ -	1	UDL
	Parcel No. (29 03 07 4 003 023.002)					
15	3828 Alba Club Rd	2809	4485	\$ 50.00	3	CBO
16	704 Rebecca Dr	2140	4498	\$ 440.06	1	
17	1463 Katie St	2141	4499	\$ 274.01	1	
18	1711 Perch Dr	2142	4500	\$ 231.00	3	
19	604 South Carolina St	2143	4501	\$ 265.00	4	
20	0 Haley St	2475	4487	\$ -	2	UDL
	Parcel No. (29 02 44 0 022 207.XXX)					
21	717 Holcombe Ave	2420	4488	\$ 324.00	2	
22	606 South Carolina St	2139	4502	\$ 188.00	3	
				\$ 4,903.26		
District total for this group		Numbers of lots cut				
1	6	1	4			
2	3	2	2			
3	11	3	7			
4	2	4	1			
5	0	5	0			
6	0	6	0			
7	0	7	0			
	22		14			
*ADD Added in from other Groups		*CBC Cut By Contractor				
*CBO Cut By Owner		*UDL Undeveloped Lot				
*N/A Taken out by Inspector						

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Small and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory
Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

AUTHORIZE REMOVAL OF WEEDS, GROUP #1612. The following resolution was introduced by Councilmember Daves.

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RESOLUTION: 58-227-2021

A RESOLUTION DETERMINING WHAT OBJECTIONS SHALL BE ALLOWED AND WHAT OBJECTIONS SHALL BE OVERRULED TO THE REMOVAL OF NOXIOUS OR DANGEROUS WEEDS ON OR IN FRONT OF CERTAIN PARCELS OF LAND.

WHEREAS, notice has been duly given and posted at least five days prior to the date of this resolution in the manner provided by law offering full opportunity to all Interested parties to object to the removal of noxious or dangerous weeds on the hereinafter described parcels of land, and the City Council of Mobile having held such public hearing in connection with the notices given and no objections having been filed or made by any of the interested parties; and

WHEREAS, Parcels Nos. 1 through 18 described in the resolution adopted on the 17th of February, 2021, have not been cleared of noxious and dangerous weeds and continue to be public nuisances.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, as follows:

SECTION 1. It is hereby ascertained and determined that the dangerous and noxious weeds growing on the hereinafter described parcels of real property are public nuisances, and it is hereby ordered and directed that the employees of the City of Mobile assigned to that work promptly remove the weeds on such parcels of property:

PARCELS OR PIECES OF PROPERTY ON WHICH NOXIOUS OR DANGEROUS WEEDS ARE TO BE REMOVED:

Parcels of real property located In the City of Mobile and more particularly described as Parcels Nos. 1 through 18, as described in the resolution adopted on the 17th day of February, 2021, and entitled: "A RESOLUTION DECLARING WEEDS GROWING UPON THE STREETS OR SIDEWALKS AND UPON PRIVATE PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY OF MOBILE TO BE NOXIOUS OR DANGEROUS AND TO BE PUBLIC NUISANCES AND PROVIDING FOR THE ABATEMENT OF SUCH NUISANCES."

(Lot Cleaning Liens, Group No. 1612, on file in the office of the City Clerk).

SECTION 2. The employees of the City of Mobile assigned to the work required by this resolution are hereby expressly authorized to enter upon such described pieces of property for the purpose of removing the weeds authorized by this resolution to be removed. The owner of any of the above described pieces of property shall have the right to remove the weeds ordered by this resolution to be removed from this property provided such removal is done prior to the arrival of the employees of the City of Mobile against his property by reason of any action taken hereunder. An accurate account of the costs with respect to each piece of property shall be kept by the employees of the City of Mobile covering the costs of removing such weeds in front of or in front of or on each separate lot or parcel of land where the work is done by the City of Mobile or its employees, and promptly thereafter an itemized report in writing shall be made to the City Council showing such costs with respect to each separate lot or parcel of land but before the report is submitted to the City Council a copy of the itemized costs with respect to each such lot or parcel of land shall be posted for at least three days prior to such report on the door of the Council Chamber at the City Hall of Mobile, Alabama, together with a notice of the time when the report will be submitted to the City Council for confirmation.

BE IT FURTHER RESOLVED that the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

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WEED LIEN							
1612							Res. No.
2/16/2021	LOTS TO BE DECLARED						58-
3/23/2021	LOTS FOR PUBLIC HEARING						58-
//2021	LOTS TO BE ASSESSED FOR COST						58-
No.	Address	SRO No.	CASE #	Amount Assessed	Dis	N/A	CBO
1	0 Chisam Ave/1417 Chisam Ave Parcel No (29 06 13 0 003 169.XXX)	8229	9574		2		
2	0 Chisam Ave Parcel No (29 06 13 0 003 168.XXX)	8223	9575		2		
3	3553 Elwood Dr	8416	9576		3		
4	1558 Driftwood Dr South	8506	9594		3		
5	1211 Jessie St	8641	9578		1		
6	1383 E Rivera Dr	8568	9579		3		
7	909 Jakes Lane	7506	9580		2		
8	1106 Rotterdam St	5600	9581		2		
9	2224 Dauphin Island Pkwy	5794	9583		3		
10	3901 Bay Front Dr	5587	9584		3		
11	2107 Robinson Dr	5615	9585		3		
12	2457 Dauphin Island Pkwy	6195	9586		3		
13	4014 Sonia Ct	9085	9587		3		
14	2311 Shelby St	8852	9588		2		
15	3608 Ashmont Dr	9324	9589		5		
16	565 Marcus Dr	9332	9590		5		
17	625 Azalea Rd	9275	9592		5		
18	811 Wildwood Dr	8939	9593		4		
				\$ -			
District total for this group		Numbers of lots cut					
1	1		1				
2	5		2				
3	8		3				
4	1		4				
5	3		5				
6	0		6				
7	0		7				
	18		0				
*ADD Added in from other Groups		*CBC Cut By Contractor					
*CBO Cut By Owner		*UDL Undeveloped Lot					
*N/A Taken out by Inspector							

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Small and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory
Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

APPROVE AWARD OF SPECIAL BONUS TO THE FEBRUARY 2021 FIREFIGHTER OF THE MONTH, GLEN E. MERRITT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-228-2021

Sponsored by: Mayor Stimpson

MINUTES OF MARCH 23, 2021

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor, upon nomination by City supervisors, recommends to the City Council that it authorize awards, pursuant to Section 11-40-22 Code of Alabama 1975, of \$500 each to the following employee(s):

Firefighter Glen E. Merritt

This employee is to be commended for his exemplary work performance or innovations that significantly reduce costs or results in an outstanding improvement in service to the public.

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Small and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

AUTHORIZE AGREEMENT WITH THE SOUTH ALABAMA BOTANICAL AND HORTICULTURAL SOCIETY, D/B/A MOBILE BOTANICAL GARDENS. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 21-230-2021

Sponsored by: Councilmember Gregory and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, the Agreement Between the South Alabama Botanical and Horticultural Society, d/b/a Mobile Botanical Gardens and the City of Mobile. A copy of said Agreement is on file in the office of the City Clerk. The Mayor is further authorized to take all actions necessary to implement the Agreement.

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Small and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

AUTHORIZE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS (MARY JACKSON). The following resolution was held over until the regular meeting of March 30, 2021.

RESOLUTION: 60-229-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED by the City Council of the City of Mobile, that the City Attorney and the City Council Attorney, or their respective designees, be, and they hereby are, authorized and directed to execute for and on behalf of the City of Mobile and the City Council of the City of Mobile, Alabama, the Settlement Agreement and Releases of Claims arising out of the claim of Mary T. Jackson, as outlined in the Settlement Agreement and Release of Claims. A copy of said settlement agreement is on file in the Office of the City Clerk.

MINUTES OF MARCH 23, 2021

ANNOUNCEMENTS:

Councilmember Gregory provided updates on the Zeigler Boulevard widening project.

Councilmember Gregory announced that a second dose COVID-19 vaccine event will be held Thursday, March 25, 2021, at Friendship Missionary Baptist Church from 1:00-4:00 p.m.

Councilmember Richardson stated that the Public Safety Committee is today at 1:00 p.m.

Councilmember Richardson noted that the re-paving of Barretts Lane has begun.

Councilmember Richardson reported that the COVID-19 vaccine clinic held at Dotch Community Center was well attended.

Councilmember Williams encouraged citizens to pick up litter in their communities.

Councilmember Daves announced that the Finance Committee meeting will meet on April 6, 2021, at 1:00 p.m.

Councilmember Daves mentioned that he participated in a litter clean-up in the Spring Hill area this past week.

Councilmember Small stated that Revitalize DIP will host a community clean-up on Saturday, March 27, 2021, 9:00 a.m. until noon.

Councilmember Small announced that the Parks and Recreation Department will host an Easter Egg Hunt, March 27, 2021, from 10:00 a.m. - 1:00 p.m., at the Duval Street Park.

Councilmember Small stated that the CIP Committee meeting will be held on March 30, 2021, immediately after the Council meeting.

Councilmember Manzie shared that a "New View for District 2" - Housing Rehab Initiative will be accepting applications beginning April 1, 2021.

Councilmember Manzie announced the roundabout at Broad and Canal Streets will re-open soon.

Councilmember Manzie applauded Anitra Belle-Henderson for getting out and communicating with the Africatown community.

Councilmember Manzie encouraged citizens to get the Covid-19 vaccine, wear masks and social distance.

Councilmember Daves moved to adjourn the meeting, which move was seconded by Councilmember Williams and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the regular meeting adjourned at approximately 11:46 a.m.

Adopted:

COUNCIL PRESIDENT

CITY CLERK